

# CRAWFORD & BAXTER, P.S.C.

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March 18, 2009

Mr. Jeff Derouen, Executive Director  
Public Service Commission  
211 Sower Boulevard  
P.O. Box 615  
Frankfort, Kentucky 40602-0615

RECEIVED

MAR 19 2009

PUBLIC SERVICE  
COMMISSION

RE: **PSC Case No. 2009-00039**

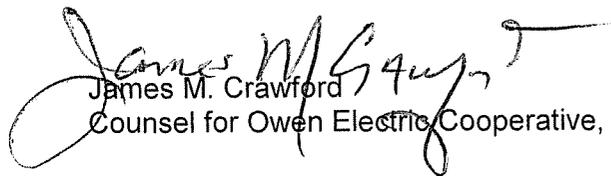
Dear Mr. Derouen:

Please find enclosed the original and twelve copies of PETITION TO INTERVENE OF OWEN ELECTRIC COOPERATIVE, INC. filed in the above-referenced matter.

By copy of this letter, all parties listed on the attached Certificate of Service have been served. Please place this document of file.

Respectfully yours,

CRAWFORD & BAXTER, P.S.C.

  
James M. Crawford  
Counsel for Owen Electric Cooperative, Inc.

JMC/mns

Enclosures

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

In the Matter of:

MAR 19 2009

AN EXAMINATION BY THE PUBLIC SERVICE )  
COMMISSION OF THE ENVIRONMENTAL )  
SURCHARGE MECHANISM OF EAST )  
KENTUCKY POWER COOPERATIVE, INC. )  
FOR THE SIX-MONTH BILLING PERIODS )  
ENDING DECEMBER 31, 2007; JUNE 30, 2008; )  
AND DECEMBER 31, 2008; AND THE PASS- )  
THROUGH MECHANISM FOR ITS SIXTEEN )  
MEMBER DISTRIBUTION COOPERATIVES )

CASE NO.  
2009-00039

PUBLIC SERVICE  
COMMISSION

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**PETITION TO INTERVENE OF  
OWEN ELECTRIC COOPERATIVE, INC.**

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Pursuant to KRS § 278.310 and 807 KAR 5:001 Section 3(8), Owen Electric Cooperative, Inc., ("Owen") requests that it be granted full intervenor status in the above-captioned proceeding and states in support thereof as follows:

1. Owen is one of the 16 member distribution cooperatives of East Kentucky Power Cooperative, Inc. ("EKPC"). The Commission in Case No. 2004-00372 approved a mechanism to pass through the environmental surcharge to EKPC's 16 member distribution cooperatives.

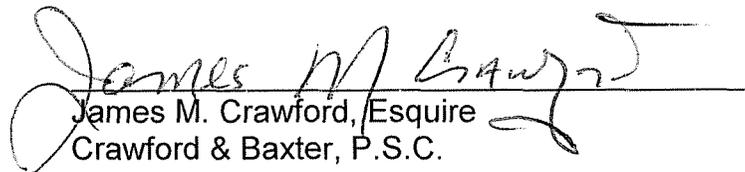
2. The matters being decided by the Commission in this case may have a significant impact on the mechanism to pass through the environmental surcharge to Owen, its members and customers. The attorneys for Owen authorized to represent them in this proceeding and to take service of all documents are:

James M. Crawford, Esquire  
Crawford & Baxter, P.S.C.  
523 Highland Avenue  
P.O. Box 353  
Carrollton, Kentucky 41008  
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3. The position of Owen cannot be adequately represented by any existing party. Owen intends to represent the interests of its members and customers in the proceeding and will take a constructive role in the Commission's decision making process herein. Owen's participation will not unduly prejudice any party.

WHEREFORE, Owen Electric Cooperative, Inc., requests that it be granted full intervenor status in the above-captioned proceeding.

Respectfully submitted,

A handwritten signature in cursive script, reading "James M. Crawford", is written over a horizontal line.

James M. Crawford, Esquire  
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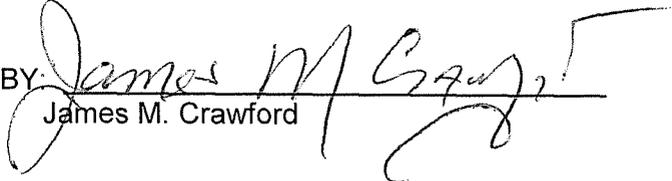
Counsel for Owen Electric Cooperative, Inc.

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing PETITION TO INTERVENE OF OWEN ELECTRIC COOPERATIVE, INC., was mailed postage pre-paid on this the 18<sup>th</sup> day of March, to:

Mr. Jeff Derouen, Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
P.O. Box 615  
Frankfort, Kentucky 40602-0615

Mr. Robert Marshall  
President/CEO  
East Kentucky Power Cooperative, Inc.  
4775 Lexington Road  
P.O. Box 707  
Winchester, Kentucky 40392-0707

BY:   
James M. Crawford